

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

LYNDSI KUMASHIRO,

Plaintiff,

vs.

SEARS, ROEBUCK AND CO. dba  
SEARS STORES WINDWARD MALL  
#1738,

Defendant.

CIVIL NO. 18-00189 MWJS-RT

ORDER ADOPTING  
MAGISTRATE JUDGE'S  
FINDINGS AND  
RECOMMENDATION,  
AS MODIFIED

**ORDER ADOPTING MAGISTRATE JUDGE'S  
FINDINGS AND RECOMMENDATION, AS MODIFIED**

Findings and recommendation having been filed and served on all parties  
on February 12, 2024, and no objections having been filed by any party,

IT IS HEREBY ORDERED AND ADJUDGED that, pursuant to 28  
U.S.C. § 636(b)(1)(C) and Local Rule 74.1, the findings and recommendation,  
ECF No. 35, are adopted as the opinion and order of this Court with the  
following modification: The case is DISMISSED without prejudice, and the  
Clerk of Court is instructed to CLOSE the case.

IT IS SO ORDERED.

DATED: Honolulu, Hawai'i, February 27, 2024.



/s/ Micah W.J. Smith

Micah W.J. Smith  
United States District Judge